

I hereby certify that this correspondence is being filed via  
EFS-Web with the United States Patent and Trademark Office  
on 5 July 2007

TOWNSEND and TOWNSEND and CREW LLP

By: Malinda C. Wajit

PATENT  
Attorney Docket No.: 020130-000111US  
Client Reference No.: MJP0011

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

WANG et al.

Application No.: 09/870,353

Filed: May 30, 2001

For: IMPROVED NUCLEIC ACID  
MODIFYING ENZYMES

Confirmation No.: 8319

Examiner: Richard Hutson

Art Unit: 1652

SUPPLEMENTAL INFORMATION  
DISCLOSURE STATEMENT UNDER  
37 CFR §1.97 and §1.98

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The reference cited on attached form PTO/SB/08B is being called to the attention of the Examiner. A copy of the reference is enclosed. This reference was cited during prosecution of a parent application and was inadvertently omitted from the IDS's previously submitted in the subject application.

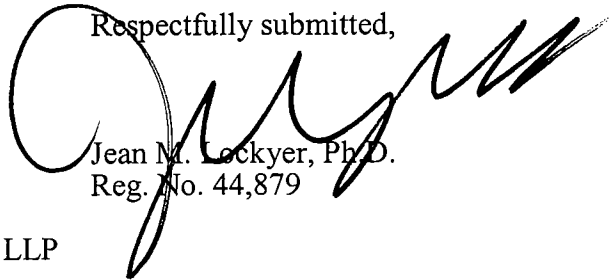
It is respectfully requested that the cited reference be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR §1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no

representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

It is believed that no fee is due for this IDS, which is being filed along with a Request for Continued Examination. However, if a fee is due please deduct the fee from Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Jean M. Lockyer', is written over the typed name and registration number.

Jean M. Lockyer, Ph.D.  
Reg. No. 44,879

TOWNSEND and TOWNSEND and CREW LLP  
Two Embarcadero Center, Eighth Floor  
San Francisco, California 94111-3834  
Tel: 415-576-0200  
Fax: 415-576-0300  
JML:mcd

Substitute for form 1449B/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)				<b>Complete if Known</b>	
				Application Number	09/870,353
				Filing Date	May 30, 2001
				First Named Inventor	Wang, Yan
				Art Unit	1652
				Examiner Name	Richard Hutson
Sheet	1	of	1	Attorney Docket Number	020130-000111US

NON PATENT LITERATURE DOCUMENTS				
Examiner Initials *	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>	
	D1	WEISSHART, Klaus, <i>et al.</i> , "Herpes Simplex Virus Processivity Factor UL42 Imparts Increased DNA-Binding Specificity to the Viral DNA Polymerase and Decreased Dissociation from Primer-Template without Reducint the Elongation Rate," <i>Journal of Virolosy</i> (Jan. 1999) 73(1): 55-66	<input type="checkbox"/>	
			<input type="checkbox"/>	
			<input type="checkbox"/>	
			<input type="checkbox"/>	
			<input type="checkbox"/>	

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.